

JUDGE KRAM
06 CV 2443

DOCKET NO. 1500

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION
FILED
MAR 18 2006
CLERK'S OFFICE
UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

FILED APR - 5 2006
CLERK'S OFFICE

MATTHEW J. DYKMAN
CLERK

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION
IN RE AOL TIME WARNER INC. SECURITIES & "ERISA" LITIGATION

(SEE ATTACHED SCHEDULE)

06 CV 122 RB/RLP

CONDITIONAL TRANSFER ORDER (CTO-5)

FLD
5/10/04
3/30/06

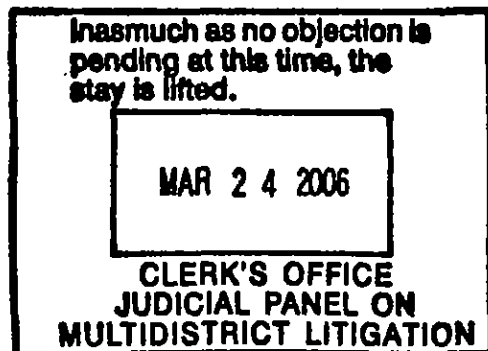
On December 16, 2002, the Panel transferred three civil actions to the United States District Court for the Southern District of New York for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, five additional actions have been transferred to the Southern District of New York. With the consent of that court, all such actions have been assigned to the Honorable Shirley Wohl Kram.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Southern District of New York and assigned to Judge Kram.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of New York for the reasons stated in the order of December 16, 2002, 235 F.Supp.2d 1380 (J.P.M.L. 2002), and, with the consent of that court, assigned to the Honorable Shirley Wohl Kram.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of New York. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:



Michael J. Beck

Michael J. Beck

Clerk of the Panel

A CERTIFIED COPY

J. MICHAEL McMAHON

CLERK

DEPUTY CLERK